

JOHN ASHCROFT
Governor

G. TRACY MEHAN III
Director



STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

DIVISION OF ENVIRONMENTAL QUALITY
P.O. Box 176
Jefferson City, MO 65102

Bob
Rita
Diane Huffman
Division of Energy
Division of Environmental Quality
Division of Geology and Land Survey
Division of Management Services
Division of Parks, Recreation,
and Historic Preservation

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PRMT SECTION

CERTIFIED MAIL P 396 604 149
RETURN RECEIPT REQUESTED

March 30, 1992

Mr. C. William McGlocklin
Corporate Environmental Specialist
SKF Industries
1100 First Avenue
King of Prussia, PA 19406

RE: Financial Assurance for St. Louis Facility #MOD990870396

Dear Mr. McGlocklin:

In reference to our phone conversation of March 23, 1992, and subsequent discussions with departmental staff, the Missouri Department of Natural Resources (MDNR) finds your arguments that financial assurance is unnecessary for SKF's St. Louis facility are inadequate.

You have indicated that the facility was never a TSD. A CEI was conducted in August of 1984 which sited SKF for storage of hazardous waste for > 90 days. SKF's contention that their Part "A" notification dated November 18, 1980, was protective filing only, cannot be verified by MDNR. A complete and thorough research of the facility file indicates the facility still has interim status and is listed as an active TSD facility. Financial assurance is required of "active" facilities until released by the MDNR Director. Release from active status is by clean closure of the facility, meaning that the facility does not require post-closure care.

During our phone conversation, you informed me that you no longer own the site and should therefore be absolved of any financial assurance obligations. Selling the facility does not release SKF from responsibility with respect to hazardous waste storage. In accordance with 40 CFR 270 Subpart G, the old owner/operator is required to comply with Subpart H (financial assurance) requirements until the new owner/operator demonstrates compliance. Federal and state regulations require the owner/operator to inform MDNR/EPA of facility ownership



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changes if the facility has not completed final closure of all hazardous waste management units. MDNR was not notified of the change in ownership, and as of this date, the current owner/operator has not demonstrated assurance. Additionally, SKF's claim that an unidentified individual at MDNR indicated verbally in 1986 that a closure plan was unnecessary is not a verifiable argument.

In order for SKF to be released from financial assurance, the following information/documents must be provided to the Missouri Department of Natural Resources:

1. A copy of the purchase agreement between SKF (seller) and Cordage Mill (purchaser).
2. Documentation that removes SKF from interim status requirements.
3. A closure plan with certification by an independent registered engineer.

You must respond to the above request no later than 15 days from the date of this letter to avoid enforcement action. If you have any questions please contact Mr. Don Kerns or myself at (314) 751-3176.

Sincerely,

HAZARDOUS WASTE PROGRAM

Layne Washburn

Layne Washburn
Planner
Hazardous Waste Section

LW:js

c: ☒ Ms. Rita Huff, EPA Region VII

